IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:- 14.03.2006

Coram:-

The Hon'ble Mr. Justice P.SATHASIVAM
and
The Hon'ble Mr. Justice J.A.K.SAMPATHKUMAR

Habeas Corpus Petition No.229 of 2006

A.Mohammed Yaseen ... Petitioner

vs.

1. The Inspector of Police,
W-14, All Women Police Station,
Thiruvotriyur,
Chennai 600 019.

2. Thamizselvi ... Respondents

Petition under Article 226 of the Constitution of India for the issuance of a Writ of Habeas Corpus to direct the respondents to cause production of the body of the petitioner's wife Premalatha @ Ayisha and his daughter Haseen before this Court and set them at liberty.

For Petitioner : Mr.T.K.Sampath

For R-1 : Mr.Abudukumar Rajarathinam,
Govt. Advocate (Crl. Side)

For R-2 : No appearance.

WEB COPY

O R D E R

(Order of the Court was made by P.SATHASIVAM, J.)

The petitioner by name A.Mohammed Yaseen has filed this Petition for a direction to the respondents for production of his wife by name Premalatha @ Ayisha and his daughter Haseen before this Court and to set them at liberty.

https://hcservices.ecourts.gov.in/hcservices/

2. Pursuant to the direction of this Court, detenue Premalatha @ Ayisha appeared before us along with the one month old female baby. We enquired her. Though she admitted her marriage with the petitioner, she has several grievance/complaints against him. She expressed that she is not willing to live with her husband, the petitioner herein. She also informed this Court that she is not under the illegal detention of anyone including the 2nd respondent, who is none else than her mother. In the light of the statement and assertion of Premalatha that she is not willing to live with the petitioner and of the fact that she is a major, we are of the view that she is free to take a decision of her own.

3. Habeas Corpus Petition is dismissed.

JI.

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

1. The Inspector of Police, W-14, All Women Police Station, Thiruvotriyur, Chennai 600 019.

2. The Public Prosecutor
High Court, Madras.

tej(co)
NM(21.03.2006)

HCP. No.229 of 2006

WEB COPY

https://hcservices.ecourts.gov.in/hcservices/